



PATENT
Docket No. 2026-4003US3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Waldmann, T. Group Art Unit: 1806
Serial No. : 08/478,748 Examiner: P. Gambel
Filed : June 7, 1995
For : METHOD FOR TREATING MALIGNANCY AND AUTOIMMUNE
DISORDERS IN HUMANS USING ANTI-TAC ANTIBODIES

SUBMISSION UNDER 37 CFR § 1.129(a)

Assistant Commissioner for Patents
BOX AF
Washington, D.C. 20231

Sir:

Applicant hereby respectfully submits that the above-identified patent application has an effective pendency of at least two years as of June 8, 1995, as set forth in the declaration filed September 14, 1995. Accordingly, responsive to the Final Office Action mailed on June 24, 1998, applicant respectfully requests the following: (1) the finality of the outstanding rejection be withdrawn; and (2) the enclosed \$760.00 fee be used in payment of the fee set forth in 37 C.F.R. § 1.17(r) to have the Amendment filed herewith, entered and considered on the merits.

Applicant respectfully submits that an appropriate petition and fee for an extension of time, which extends the time for responding to the outstanding office action, is enclosed. However, in the event that any extension of time is deemed necessary for consideration of this

response, such an extension is hereby petitioned. The Commissioner is hereby authorized to charge any necessary fee(s) to Deposit Account No. 13-4500, Order No. 2026-4003US3. A DUPLICATE COPY OF THIS PAPER IS ATTACHED.

Respectfully submitted,

MORGAN & FINNEGAN, L.L.P.

By: Kathryn M. Brown
Kathryn M. Brown
Reg. No. 34,556

Dated: March 23, 1999

Mailing Address:

MORGAN & FINNEGAN, L.L.P.
345 Park Avenue
New York, New York 10154
(212) 758-4800
(212) 751-6849 (Facsimile)

ATT/GAY
16244



PATENT
Docket No. 2026-4003US3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Waldmann, T. Group Art Unit: 1806
Serial No. : 08/478,748 Examiner: P. Gambel
Filed : June 7, 1995
For : METHOD FOR TREATING MALIGNANCY AND AUTOIMMUNE
DISORDERS IN HUMANS USING ANTI-TAC ANTIBODIES

CERTIFICATE OF MAILING (37 C.F.R. 1.8(a))

ASSISTANT COMMISSIONER FOR PATENTS
Washington, D.C. 20231
BOX AF

Sir:

I hereby certify that the attached 1) Submission Under 37 CFR §1.129(a) with check in the amount of \$760.00; 2) Response to Final Official Action; 3) Declaration of Dr. Thomas Waldmann; 4) Petition and Fee for Extension of Time (37 C.F.R. §1.136(a)) with check in the amount of \$1,360.00; and 5) Return postcard (along with any paper(s) referred to as being attached or enclosed) and this Certificate of Mailing are being deposited with the United States Postal Service on the date shown below with sufficient postage as first-class mail in an envelope addressed to the: Assistant Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Respectfully submitted,

MORGAN & FINNEGAN, L.L.P.

Date: March 23, 1999

By: Alicia P. Padro
Alicia P. Padro

Mailing Address:
MORGAN & FINNEGAN, L.L.P.
345 Park Avenue
New York, New York 10154
(212) 758-4800
(212) 751-6849 Telecopier

FORM: CERTMAIL.NY
Rev. 5/27/98

GROUP 180

TECH CENTER 1500/2800
99 MAR 29 PM 1:53
PCT/US98/03500